

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

REQUEST FOR FILING CONTINUATION/DIVISIONAL
APPLICATION UNDER 37 C.F.R. § 1.53(b)

Box PATENT APPLICATION

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

This is a request for filing a [] continuation [X] divisional application under 37 C.F.R. § 1.53(b) of pending Application No. 09/314,278 filed on May 18, 1999, for SUTURELESS CLOSURE AND DEPLOYMENT SYSTEM FOR CONNECTING BLOOD VESSELS, which claims priority to U.S. Application No. 09/132,711, filed August 12, 1998, by the following named inventor(s):

- (a) Full Name Jaime Vargas
- (b) Full Name Stephen A. Yencho
- (c) Full Name Jamey Nielsen
- (d) Full Name Michael Hendricksen
- (e) Full Name Bernard A. Hausen

[X] The entire disclosure of the prior application from which a copy of the oath or declaration is supplied herewith is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

[] This application is being filed by less than all the inventors named in the prior application. In accordance with 37 C.F.R. 1.63(d)(2), the Commissioner is requested to delete the name(s) of the following person or persons who are not inventors of the invention being claimed in this application.

(a) Full Name _____

[] This application is being filed by more than all the inventors named in the prior application. In accordance with 37 C.F.R. 1.63(d)(2), the Commissioner is requested to add the name(s) of the following person or persons who are inventors of the invention being claimed in this application.



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Request for Filing Continuation/Divisional Application
of Application No. Divisional of 09/314,278
Attorney's Docket No. 032405-016
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(a) Full Name _____
(b) Full Name _____

1. ☒ Enclosed is a copy of the prior Application No. 09/314,278 as originally filed on May 18, 1999, including copies of the specification, claims, drawings and the executed oath or declaration as filed.
2. ☐ Enclosed is a revised prior application and a copy of the prior executed oath or declaration as filed. No new matter has been added to the revised application.
3. ☒ One statement(s) claiming small entity status ☐ are enclosed ☒ was filed in prior Application No. 09/314,278, filed on May 18, 1999.
4. ☒ The filing fee is calculated below ☐ and in accordance with the enclosed preliminary amendment:

| CLAIMS | | | | | |
|--|------------------|------------|-----------------|----------------------|-------------------|
| | NO. OF CLAIMS | | EXTRA CLAIMS | RATE | FEE |
| Basic Application Fee | | | | | \$690.00 (101) |
| Total Claims | 7 | MINUS 20 = | 0 | x \$18.00 (103) = | 0.00 |
| Independent Claims | 1 | MINUS 3 = | 0 | x \$78.00 (102) = | 0.00 |
| If multiple dependent claims are presented, add \$260.00 (104) | | | | | |
| Total Application Fee | | | | | 690.00 |
| If small entity status is claimed, subtract 50% of Total Application Fee | | | | | 345.00 |
| Add Assignment Recording Fee of if Assignment document is enclosed | | | | | |
| TOTAL APPLICATION FEE DUE | | | | | 345.00 |

5. ☐ Charge \$ _____ to Deposit Account No. 02-4800 for the fee due.
6. ☒ A check in the amount of \$ 345.00 is enclosed for the fee due.

7. ☒ The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.
8. ☒ Cancel in this application original claims 1-37 of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)
9. ☒ Amend the specification by inserting before the first line the sentence: --This application is a ☐ continuation, ☒ divisional, of Application No. 09/314,278, filed May 18, 1999, which claims priority to U.S. Application No. 09/132,711, filed August 12, 1998.
NOW U.S. Patent No. 6,424,550.
10. ☐ Transfer the drawings from the pending prior application to this application and abandon said prior application as of the filing date accorded this application. A duplicate of this paper is enclosed for filing in the prior application file. (May only be used if signed by person authorized under 37 C.F.R. § 1.138 and before payment of issue fee.)
11. ☒ New drawings are enclosed.
12. ☐ Priority of Application No. filed on in (country) is claimed under 35 U.S.C. § 119.
☐ The certified copy of the priority application
☐ is enclosed
☐ was filed on in prior Application No. , filed on
☐ has not yet been filed.
13. ☐ A preliminary amendment is enclosed.
14. ☒ An Information Disclosure Statement is enclosed.
15. ☐ A General Authorization for Payment of Fees and Petitions for Extensions of Time is enclosed.
16. ☒ Also enclosed Form PTO-1449.
17. ☒ The power of attorney in the prior application is to Burns, Doane, Swecker & Mathis, L.L.P.
a. ☒ The power appears in the original papers in the prior application.
b. ☐ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
c. ☐ Recognize as Associate Attorney

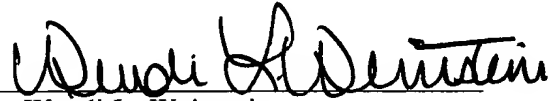
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- d. ☐ Address all future communications to: (May only be completed by applicant, or attorney or agent of record.)

James W. Peterson
BURNS, DOANE, SWECKER & MATHIS, L.L.P.
P.O. Box 1404
Alexandria, Virginia 22313-1404

Date: September 18, 2000
Date

By:


Wendi L. Weinstein
Registration No. 34,456

ADDRESS OF
SIGNATOR:

BURNS, DOANE, SWECKER & MATHIS, L.L.P.
P.O. Box 1404
Alexandria, Virginia 22313-1404
(703) 836-6620

- ☐ inventor(s)
☐ assignee of complete interest
☒ attorney or agent of record
☐ filed under 37 C.F.R. § 1.34(a)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | |
|---|---|-----------------------------------|
| In re Patent Application of |) | Attention: DRAFTING BRANCH |
| |) | |
| Jaime VARGAS et al. |) | |
| |) | |
| Application No.: Divisional of 09/314,278 |) | |
| |) | |
| Filed: Herewith (September 18, 2000) |) | Group Art Unit: Unassigned |
| |) | |
| For: SUTURELESS CLOSURE AND |) | Examiner: Unassigned |
| DEPLOYMENT SYSTEM FOR |) | |
| CONNECTING BLOOD VESSELS |) | |

SUBMISSION OF FORMAL DRAWINGS

Assistant Commissioner for Patents
Washington, D.C. 20231

ATTN: OFFICIAL DRAFTSMAN

Sir:

Enclosed please find twenty-four (24) sheets of formal drawings (FIGS. 1-29) for review by the Patent and Trademark Office in connection with the above-captioned application. Should the enclosed drawings require changes, it is respectfully requested that the Patent and Trademark Office notify the undersigned of same.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

By: Wendi L. Weinstein
Wendi L. Weinstein
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Date: September 18, 2000